FEDERAL COMMUNICATIONS COMMISSION Washington, D. C. 20554

March 2, 2003

Tom

OFFICE OF MANAGING DIRECTOR

Dana Elmore
Manager, Purchasing/Accounts Payable
Mississippi College
Box 4034
201 Nelson Hall
Clinton, Mississippi 39058

Re: FY 2002 Regulatory Fees for WHJT Fee Control No. 00000RROG-03-058 Bill No. 0318000309

Dear Ms. Elmore:

This is in response to your request filed on behalf of Mississippi College dated November 20, 2002, for waiver of late fees or penalties associated with the fiscal year (FY) 2002 regulatory fees for WHJT. Our records reflect that your \$1,500.00 regulatory fee was received by the Commission on October 1, 2002, but that we have not yet received your late payment penalty of \$375.00. You explain in your request that your check for your regulatory fee was mailed on September 11, 2002, two weeks before the payment was due.

The Commission's rules are clear that licensees are required to pay to the Commission an annual regulatory fee in a timely manner. See 47 C.F.R. §1.1157; see also Assessment and Collection of Regulatory Fees for Fiscal Year 2001, Report and Order, 16 FCC Rcd 13, 525 (2001) (2001 Report and Order); 47 U.S.C. §159. It is the obligation of the licensees responsible for regulatory fee payments to ensure the Commission receives the fee payment no later than the final date on which regulatory fees are due for the year. See 47 C.F.R. § 1.1157. The Commission's rules are also clear that the regulatory fee payments must be directed to the addresses set forth in the rules. 47 C.F.R. § 1.1159. Those rules set out addresses for post office boxes at the Mellon Bank in Pittsburgh, Pennsylvania. See 47 C.F.R. §§ 1.1152-1.1156. Our records indicate that your envelope was addressed to FCC headquarters in Washington, D.C. Your address error required the Commission to forward your payment check to the Mellon Bank address, and may have caused the delay in receipt of your regulatory fee.

The Communications Act of 1934, as amended, requires the Commission to assess a late payment penalty of 25 percent on any regulatory fee not paid in a timely manner. It is the obligation of the licensees responsible for regulatory fee payments to ensure that the Commission receives the fee payment at the designated address no later than the final date on which regulatory fees are due for the year. We find that Mississippi College did not meet its obligation to file its regulatory fee to be timely received by the Commission by September 25, 2002, the final date of the regulatory filing window for FY 2002. We therefore deny your request for rescission of the late payment penalty for late payment of the fiscal year 2002 regulatory fee.

A late payment fee in the amount of \$375.00 for FY 2002 is now due. The fee must be filed, together with a copy of Bill No. 0318000309 (copy enclosed), within 30 days from the date of this letter. If you have any questions concerning this matter please contact the Revenue and Receivables Operations Group at (202) 418-1995.

Sincerely,

Mark A. Reger

Chief Financial Officer

Enclosure:

Copy of Bill # 0318000309

00000 RROG-03-0:58



Department of Purchasing

11-20-02

Federal Communications Commission Attn: Ms. Claudette E. Pride Washington, D.C. 20554

RE: 2002 Regulatory Fees

Dear Ms. Pride,

There is a problem with our account and I have been trying to get help for about three weeks, but have never been able to talk with the appropriate person at the FCC. Maybe you can help. Recently Mississippi College received a bill assessing a penalty for late regulatory fee payment not received by 09/25/02. I have sent a copy of the bill along with this letter.

I talked with two members of your staff, Catherine Sibert and Diane Douglas about the penalty and Ms. Douglas suggested that I write this letter requesting the penalty be waived. Our check #00183979 for the 2002 regulatory fee was dated and mailed 09-11-02, a full two weeks before payment was due.

I appreciate your consideration in this matter. Please feel free to call me at 601-925-3371 if you have questions. Thank you.

Sincerely.

Dana Elmore

Manager, Purchasing/Accounts Payable

Dana Colmore

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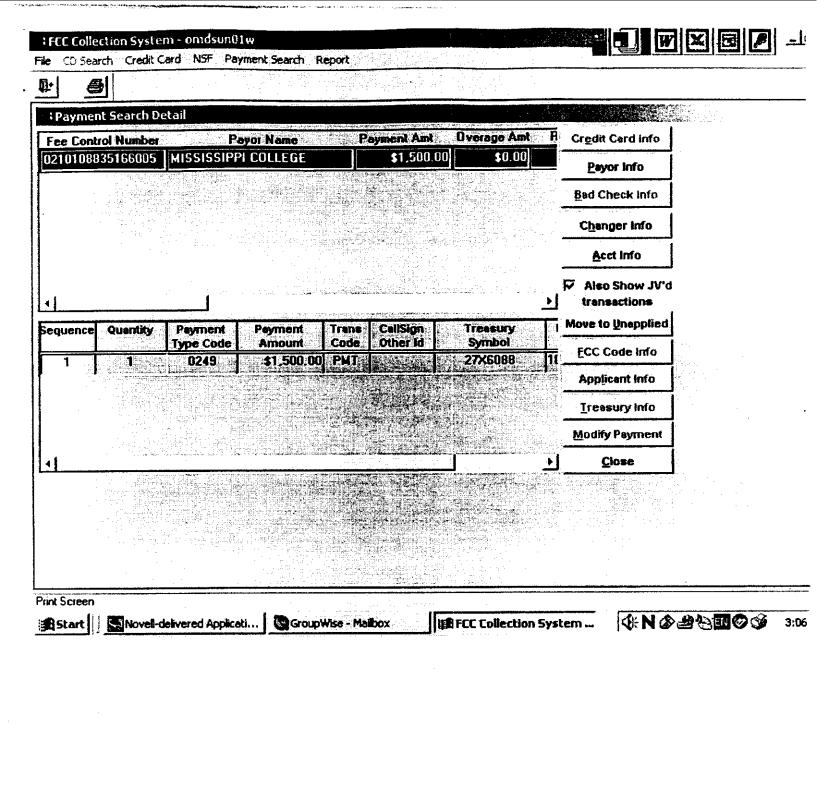
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FEDERAL COMMUNICATIONS COMMISSION MELLON APPLICATION RETURN FORM

Date: 10/8/02

Data Preparation Center Mellon Bank Room 153-2718 Pittsburgh, PA 1559-001

Re: Mississippi Coilege.

The enclosed application(s) can be processed as filed. Please refer to the following instructions:

[` :	Ì	Use original date stamped, and stamp all receipt copies with the same date.
[]]	Restamp application(s) and all other documents processing.
		Application was sent to the wrong location, and is being forwarded for processing
پ]	}	Process application(s) in Lockbox 358835
[]	Process filing using Payment Type Code
[]	Process as overpayment.
		contact the Accounts Processing Group at (202) 418-1975, if you have any ons.

Sincerely,

Accounts Processing Group

Enclosure

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Clinton, MS 39058			REVENUE & RECEIVABLE OPER. P.O. BOX 358340				
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